

Plaintiff's motions for reconsideration and recusal were previously directed to the District Court and complained of the delay in ruling on Plaintiff's motions for preliminary injunctive relief. The District Court denied the motions, explaining that the Court had decided to first rule on Defendant's motion to dismiss prior to issuing any ruling on Plaintiff's request for an injunction. The undersigned agrees with this procedure.

As to Plaintiff's motion for an extension of time to file a response to Defendant's motion to dismiss, the record reflects that Defendant filed his motion to dismiss on September 28, 2021. On October 15, 2021, Plaintiff filed a motion for extension of time, and the Court gave Plaintiff until November 12, 2021, to file his response. Plaintiff filed the motion currently before the Court on November 10, 2021, requesting an extension until December 9, 2021. The District Court referred this case to the undersigned on November 18, 2021. The Court will give Plaintiff until January 8, 2022, to respond to the motion.

IT IS THEREFORE ORDERED that Plaintiff's Motion for Extension of Time to File Motion for Reconsideration of the Denial of Recusal, Motion of Opposition to Defendant's Motion to Dismiss [#36] is **GRANTED IN PART** as follows: Plaintiff file any response in opposition to Defendant's Motion to Dismiss [#32] on or before **January 8, 2022**.

IT IS FURTHER ORDERED that in all other respects the Motion [#36] is **DENIED**.

SIGNED this 30th day of November, 2021.



ELIZABETH S. ("BETSY") CHESTNEY
UNITED STATES MAGISTRATE JUDGE